IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 8TH JUNE 2007 / 18TH JYAISHTA 1929

Bail Appl..No. 3434 of 2007()

CRIME NO.58/07 OF KODENCHERRY POLICE STATION

: PETITIONERS/IST ACCUSED

MONICHAN @ DEVASSIA,
S/O.MATHAI, KALAPURAKKAL HOUSE,
MEEMUTTI P.O., KODENCHERRY VIA, KOZHIKODE.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT/STATE

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1. THE SUB INSPECTOR OF POLICE,
KODENCHERRY POLICE STATION.

2. STATE REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 3434 OF 2007

Dated this the 8th day of June, 2007

O R D E R

Petitioner, who is the 1st accused in Crime No.58/2007 of Kodencherry Police Station for offences punishable under Secs.447, 324 and 308 read with section 34 IPC, seeks anticipatory bail. The occurrence took place on 20.5.2007.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 14-06-2007 and 16-06-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall, thereafter, be produced on the same day before the Magistrate, who shall release the petitioner on bail on appropriate conditions.

This petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

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